

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: February 26, 1996

SUBJECT: **SB 3140 - HB 3094**

This bill, if enacted, will provide that an appeal on the denial of pre-trial diversion will be governed by Rule 37 of the Rules of Criminal Procedures. Currently, because pre-trial diversion does not involve a conviction, appeals are pursuant to interlocutory appeals.

The fiscal impact from enactment of this bill is estimated to be an increase in state expenditures for trials to proceed and sentencing to take place before an appeal can be made regarding denial of pre-trial diversion. The amount of such increase cannot be determined but is estimated to be not significant.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

James A. Davenport, Executive Director